

ENROLLED HOUSE  
BILL NO. 1579

By: Joyner, Smithson, Tibbs,  
Sullivan and Roan of the  
House

and

Barrington of the Senate

An Act relating to crimes and punishments; making certain acts unlawful; defining phrase; providing penalties; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 540C of Title 21, unless there is created a duplication in numbering, reads as follows:

A. It shall be unlawful for any person to willfully fortify an access point into any dwelling, structure, building or other place where a felony offense prohibited by the Uniform Controlled Dangerous Substances Act is being committed, or attempted, and the fortification is for the purpose of preventing or delaying entry or access by a law enforcement officer, or to harm or injure a law enforcement officer in the performance of official duties.

B. For purposes of this section, "fortify an access point" means to willfully construct, install, position, use or hold any material or device designed to injure a person upon entry or to strengthen, defend, restrict or obstruct any door, window or other opening into a dwelling, structure, building or other place to any extent beyond the security provided by a commercial alarm system, lock or deadbolt, or a combination of alarm, lock or deadbolt.

C. Any person violating the provisions of this section shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a term of not more than five (5) years, or by a fine in an amount not exceeding Ten Thousand Dollars (\$10,000.00), or by both such fine and imprisonment.

SECTION 2. This act shall become effective November 1, 2009.

Passed the House of Representatives the 21st day of May, 2009.

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Presiding Officer of the House  
of Representatives

Passed the Senate the 22nd day of May, 2009.

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Presiding Officer of the Senate